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**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

In re Patent Application of:

Shimshon SAGIV

Atty. Ref.: 2111-43

Serial No.: 10/577,945

T.C./A.U.: 3644 – Conf. No.: 5280

Filed: May 3, 2006

Examiner: Joseph W. Sanderson

For: MILKING APPARATUS AND METHOD FOR USE THEREOF

\* \* \* \* \*

February 4, 2009

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

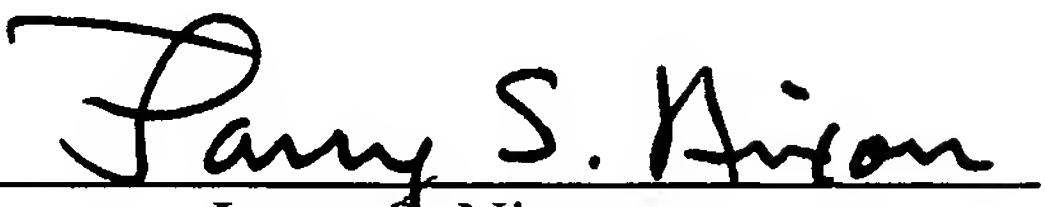
In response to the office action mailed January 23, 2009, finding that applicant has claimed various patentably distinct inventions (no one of which is made “obvious” in view of any other or combination of others under 35 U.S.C. §103), applicant hereby elects, without traverse, for further substantive examination in the present application the patentably distinct invention I comprising claims 1-6 and 30-36. In addition, applicant further elects the patentably distinct species A related to pneumatic embodiments upon which claims 1-4, 8-12, 16 and 30-33 are readable. As the Examiner will note, many of these claims are generic (e.g., claims 1, 8, 9, 16 and 30). Applicant also reserves the right to file a divisional application directed to the non-elected claims in due course.

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Accordingly, allowance of all elected claims is respectfully solicited.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

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